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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
10/663,411	09/16/2003	Yoshinori Nishikitani	8305-232US (NP134-1)	2721	
570	7590 09/30/2005		EXAMINER		
= :	MP STRAUSS HAUE	RABAGO, ROBERTO			
ONE COMMERCE SQUARE 2005 MARKET STREET, SUITE 2200			ART UNIT	PAPER NUMBER	
	HIA, PA 19103		1713		

DATE MAILED: 09/30/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary    Examiner   Art Unit			Application No.	Applicant(s)	$\leftarrow$				
Examiner   Roberto Rábago   1713					AL.				
Period for Reply  A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.  Extensions of time may be available under the provisions of 37 CFR 1,138(a). In no event, however, may a reply be sirely find after 31K, 90 MONTHS from the maning date of this communication.  If No period for may is specified above, the reasonum standary period will eaply set of the communication.  If No period for may is specified above, the reasonum standary period will eaply set of the communication.  If No period for may is specified above, the reasonum standary period will eaply set of the communication.  If No period for may is specified above, the reasonum standary period will eaply set of the communication and the set of the communication of the communication and the set of the communication of the communication and the set of the communication of the communication and the set of the communication of the communication and the set of the communication of the communication and the set of the communication of the communication and period to the communication and the set of the communication of the communication and period to the communication and the set of t	Office Action Summary								
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2a)  This action is FINAL. 2b) This action is non-final.  3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213.  Disposition of Claims  4) Claim(s) 1 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration.  5) Claim(s) 1 is/are rejected.  7) Claim(s) is/are objected to. 8) Claim(s) 1 is/are rejected.  7) Claim(s) is/are objected to. 8) Claim(s) is/are objected to setriction and/or election requirement.  Application Papers  9) The specification is objected to by the Examiner.  10) The drawing(s) filed on is/are: a) cocepted or b) objected to by the Examiner.  Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  Replacement drawing sheel(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).  11) The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.  Priority under 35 U.S.C. § 119  12) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  a) All b) Some * c) None of:  1. Certified copies of the priority documents have been received in Application No  3. Copies of the certified copies of the priority documents have been received in Application No  2. Certified copies of the priority documents have been received in Application No  3. Copies of the certified copies of the priority documents have been received in Application No  3. Copies of the certified copies of the priority documents have been received in Application No  3. Paper No(s)/Mail Date  Paper No(s)/Mail Date  5) Notice of Draftsperson's Patent Drawing Review (PTO-948)  10 Notice of Draftsperson's Patent Drawing Review (PTO-948)  11 Notice of Information Patent Application (PTO-152)  12 Notice of Draftsp	Status								
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U.S. Patent and Trademark Office PTOL-326 (Rev. 7-05)

## **DETAILED ACTION**

## Information Disclosure Statement

1. The Japanese language references cited on the Information Disclosure

Statements filed 1/12/2004 and 9/12/2003 have been considered solely on the basis of

English-language abstracts provided by applicants.

## Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

- (b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
- 3. Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by JP 2000-228234.

The reference discloses a solid polymer electrolyte made by a process of reacting a polymer comprising a hydroxyl group and a carboxyl group with a diisocyanate compound (abstract). At least polymer P-1 (paragraph 0095) in combination with any of diisocyanate compounds H-1, H-2, H-3 or H-5 (paragraph 0101) describe the claimed components.

Application/Control Number: 10/663,411 Page 3

Art Unit: 1713

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Roberto Rábago whose telephone number is (571) 272-1109. The examiner can normally be reached on Monday - Friday from 8:00 - 4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Wu can be reached on (571) 272-1114. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Roberto Rábago Primary Examiner

Art Unit 1713

RR September 26, 2005